

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

DAPHNE P. RAND, by and through
DEBRA L. DOLCH, as Conservator of
the Person and Estate of DAPHNE P.
RAND, Conservatee, on Behalf of
Themselves and All Others Similarly
Situating,

Plaintiff,

v.

AMERICAN NATIONAL
INSURANCE COMPANY, a Texas
corporation,

Defendant.

Case No. CV 09-0639-SI

CLASS ACTION

PROPOSED ORDER FOR AN AWARD
OF ATTORNEYS' FEES,
REIMBURSEMENT OF EXPENSES
AND SERVICE AWARD

JUDGE: Hon. Susan Illston
DATE: September 22, 2011
TIME: 9:00 a.m.
CTRM: 10 – 19th Floor

Based on the submissions of the Parties, including their oral presentations at
the Final Approval Hearing, held on September 22, 2011, it is hereby ORDERED,
ADJUDGED AND DECREED AS FOLLOWS:

1. Class Counsel are hereby awarded attorneys' fees in the amount of
\$3,000,000.00, which the Court finds to be reasonable and fair. This amount
stipulated to in the Settlement Agreement as the Class Counsel Payment, covers
any and all claims for attorneys' fees and expenses incurred by any and all counsel
for Plaintiffs and the Class in connection with the settlement of the action and the

1 administration of such settlement. Such payment is to be provided by American
2 National Life Insurance Company ("ANICO") to Bonnett, Fairbourn, Friedman &
3 Balint, P.C. within ten days of the Court's entry of Judgment. Bonnett, Fairbourn,
4 Friedman & Balint, P.C. shall be responsible for allocating and distributing the
5 Class Counsel Payment among Class Counsel.

6 2. The Court awards the following service awards: (a) \$5000.00 to
7 Debra L. Dolch as Special Administrator to the estate for legal fees and expenses
8 and (b) \$15,000.00 to the Estate of Daphne P. Rand as Class Representative in the
9 action. ANICO will pay the service award in addition to any benefits that Plaintiff
10 is entitled to receive as a Class Member. ANICO will pay the service award within
11 15 days of the entry of Judgment.

12 SO ORDERED this __ day of _____, 2011.

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14 _____
15 THE HONORABLE SUSAN ILLSTON
UNITED STATES DISTRICT JUDGE

16 Submitted by:

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